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**SCULLY, SCOTT, MURPHY
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To:	Examiner: Timothy J. Kugel Art Unit: 1712	From: Yongzhi Yang
Fax:	571-273-8300	Pages: 12 pages including fax cover sheet
Phone:	Date: 6/30/2006	
Re:	U.S. Patent Appln. 10/724,379 Filed: November 28, 2003 Docket: 17127 Confirmation No. 9652	CC:

RESPONSE TO OFFICE ACTION

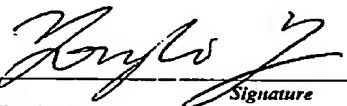
Please see the following documents:

1. Amendment Transmittal (in duplicate)
2. Authorization to charge IBM deposit account
3. Response Under 37 C.F.R. § 1.116 (8 pages)
4. Certificate of transmission by facsimile dated June 30, 2006

If you have any questions concerning this facsimile please contact Vivian Henriquez at 516-742-4343.
Thank you.

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No. 17127
Applicant(s): Thomas Dietz			
Application No. 10/724,379	Filing Date November 28, 2003	Examiner Timothy J. Kugel	Group Art Unit 1712
Invention: WATER-BASED EMULSIFIER WAX GELS INCLUDING FREE SPHINGOID BASES AND OIL-IN-WATER EMULSIONS INCLUDING THE SAME (As Amended)			
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I hereby certify that this <u>RESPONSE UNDER 37 C.F.R. § 1.116</u> <i>(Identify type of correspondence)</i>			
is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>571-273-8300</u>)			
on <u>June 30, 2006</u> <i>(Date)</i>			
<u>Yongzhi Yang</u> <i>(Typed or Printed Name of Person Signing Certificate)</i>  <i>(Signature)</i>			
Note: Each paper must have its own certificate of mailing.			

AMENDMENT TRANSMITTAL LETTER (Large Entity) Applicant(s): Thomas Dietz					Docket No. 17127	
Application No. 10/724,379	Filing Date November 28, 2003	Examiner Timothy J. Kugel	Customer No. 23389	Group Art Unit 1712	Confirmation No. 9652	
Invention: WATER-BASED EMULSIFIER WAX GELS INCLUDING FREE SPHINGOID BASES AND OIL-IN-WATER EMULSIONS INCLUDING THE SAME (As Amended)						
COMMISSIONER FOR PATENTS:						
Transmitted herewith is an amendment in the above-identified application.						
The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	11	20 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	3	3 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<p><input checked="" type="checkbox"/> No additional fee is required for amendment.</p> <p><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____</p> <p><input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP</p> <p><input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.</p> <p><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038.</p>						
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 <i>Signature</i>						
Dated: June 30, 2006						
<p>Yongzhi Yang Registration No. 56,310 SCULLY, SCOTT, MURPHY & PRESSER, P.C. 400 Garden City Plaza - Suite 300 Garden City, New York 11530</p>						
<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</p> <p>(Date) _____</p> <p><i>Signature of Person Mailing Correspondence</i></p>						
<p><i>Typed or Printed Name of Person Mailing Correspondence</i></p>						
CC:						

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. 17127	
Applicant(s): Thomas Dietz						
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INDEP. CLAIMS	3 -	3 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<p><input checked="" type="checkbox"/> No additional fee is required for amendment.</p> <p><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____</p> <p><input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP</p> <p><input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.</p> <p><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038.</p>						
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 <i>Yongzhi Yang</i> <i>Signature</i>						
Dated: June 30, 2006						
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<p><i>Signature of Person Mailing Correspondence</i></p>						
<p><i>Typed or Printed Name of Person Mailing Correspondence</i></p>						

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JUN 30 2006 RESPONSE UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1712**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****Applicant(s):** Thomas Dietz**Examiner:** Timothy J. Kugel**Serial No:** 10/724,379**Art Unit:** 1712**Filed:** November 28, 2003**Docket:** 17127**For:** WATER-BASED EMULSIFIER WAX
GELS INCLUDING FREE SPHINGOID
BASES AND OIL-IN-WATER EMULSIONS
INCLUDING THE SAME (As Amended)**Dated:** June 30, 2006**Confirmation No. 9652**

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Alexandria, VA 22313-1450

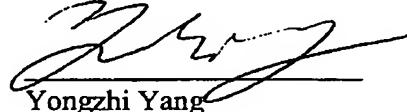
RESPONSE UNDER 37 C.F.R. § 1.116

Sir:

In response to the Office Action dated May 2, 2006, applicants submit the following amendments and remarks for entry of record in the above-identified patent application.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this document is being filed in the United States Patent and Trademark Office on the date shown below via facsimile transmission to Mail Stop AF, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 at United States Patent and Trademark Office facsimile transmission number (571) 273-8300.

Dated: June 30, 2006
Yongzhi Yang